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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Atsushi MIYAWAKI et al. Confirmation No. : 5555
Serial No : 10/575,900 Group Art Unit : 1645
(National Stage of PCT/JP2004/015671)
I.A. Filed : October 15, 2004 Examiner: not yet assigned
For : FLUORESCENT INDICATOR USING FRET

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner of Patents
U.S. Patent and Trademark Office
Customer Service Window, Mail Stop Amendment
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

Further to the Information Disclosure Statement filed May 11, 2007, and in accordance with the duty of disclosure under 37 C.F.R. § 1.56 and 37 C.F.R. §§ 1.97-1.98, Applicants bring the following documents to the attention of the Examiner, which were cited in the Supplementary European Search Report for corresponding European Application EP 04 79 2813.

- (1) O. Zapata-Hommer et al., BMC Biotechnology, 2003, Vol. 3; available from:
<http://www.biomedcentral.com/1472-6750/3/5>, pp. 1-6;
- (2) U.S. Patent Application Publication No. 2002/0157120 (Tsien et al.),
published October 24, 2002;
- (3) N. Demaurex et al., Cell Calcium, 2003, Vol. 34, pp. 109-119; and
- (4) T. Nagai et al., Nature Biotechnology, 2002, Vol. 20, No.1, pp. 87-90.

Copies of above-listed documents (with exception the U.S. patent application publication) and the Supplemental European Search Report for corresponding European application EP 04 79 2813 are enclosed together with a duly completed Form PTO-1449. The Examiner is requested to consider these documents and to indicate such consideration by returning a signed and initialed copy of the PTO-1449 Form with the next official communication.

In accordance with 37 C.F.R. § 1.98 and the waiver thereto, a copy of the U.S. patent application is not enclosed herewith. However, if a copy is needed, the Examiner is respectfully requested to contact the undersigned.

Applicants note that while this Information Disclosure Statement is being filed more than three months from the filing date, Applicants have not received an action on the merits from the U.S. Patent and Trademark Office. Accordingly, consideration of the enclosed documents are required under 37 C.F.R. 1.97(b)(3).

However, if an action on the merits has been mailed prior to the filing date of this Supplemental Information Disclosure Statement, Applicants hereby authorize the charging of any required fees necessary for consideration of the documents cited herein to Deposit Account No. 19-0089.

If there are any questions, the Examiner is invited to contact the undersigned at the telephone number listed below.

Respectfully submitted,
Atsushi MIYAWAKI et al.

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